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*Attorneys for Plaintiffs*

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION**

MARK BURGESS, RHONDA JOHNSON,  
LARRY LOPEZ, HOLGER MEYER, and  
ALLAN B. MUNZ,

Plaintiff,

vs.

HP, INC., FIDELITY MANAGEMENT TRUST  
COMPANY, and UNITED AIRLINES, INC.

Defendants.

Case No.: 5:16-cv-04784-NC

**JOINT STIPULATION TO EXTEND TIME  
FOR BRIEFING WITH RESPECT TO  
PENDING MOTIONS TO DISMISS AND  
MOTION TO TRANSFER VENUE (CIVIL  
L.R. 6-1(b), 6-2)**

1 Pursuant to Civil Local Rule 6-1(b) and 6-2, Plaintiffs and Defendants stipulate as follows:

2 WHEREAS, Plaintiffs filed their Amended Complaint in the above-entitled action on  
3 September 22, 2016 (Dkt. 16);

4 WHEREAS, Defendants HP Inc., United Airlines, Inc., Fidelity Management Trust  
5 Company and Fidelity Investments Institutional Operations Company have filed motions to  
6 dismiss the Amended Complaint (Dkt. 28, 32 and 36) and Defendant Fidelity Management Trust  
7 Company has also filed a motion to transfer venue (Dkt. 27) (collectively, Dkts. 27, 28, 32 and 36  
8 are referred to herein as the “Motions”);

9 WHEREAS, the responses to the Motions are currently due on November 16, 2016, and  
10 Defendants replies are currently due on November 23, 2016 (Dkts. 27, 28, 32 and 36);

11 WHEREAS, the Court has set a hearing on the Motions for February 2, 2017 at 1:30 PM  
12 (Dkt. 38);

13 WHEREAS, execution of this stipulation is not a waiver of any claims or defenses Plaintiffs  
14 or Defendants may otherwise have;

15 NOW, THEREFORE, pursuant to Rule 6-1(b) of the Local Rules for the United States  
16 District Court for the Northern District of California, it is hereby stipulated by and among  
17 Plaintiffs and Defendants, as follows:

- 18 • Plaintiffs’ responses to the Motions shall be due not later than ~~December 19, 2016,~~  
19 December 16, 2016, and
- 20 • Defendants’ replies in support of the Motions shall be due not later than ~~January 19,~~  
21 ~~2017.~~ January 13, 2017.

Dated: November 16, 2016

SCHNEIDER WALLACE  
COTTRELL KONECKY  
WOTKYNS LLP

/s/ Todd M. Schneider

Todd M. Schneider

Attorneys for Plaintiffs

Dated: November 16, 2016

O'MELVENY & MYERS LLP

/s/ Susannah K. Howard

Susannah K. Howard

Attorneys for Defendant Fidelity Management  
Trust Company

Dated: November 16, 2016

MORGAN LEWIS & BOCKIUS, LLP

/s/ Nicole A. Diller

Nicole A. Diller

Attorneys for Defendant HP, Inc.

JOINT STIPULATION TO EXTEND TIME FOR BRIEFING WITH RESPECT TO PENDING MOTIONS TO  
DISMISS AND MOTION TO TRANSFER VENUE

*Burgess, et al v. Fidelity, et al.* Case No. 5:16-cv-04784-NC

1  
2  
3 Dated: November 16, 2016

SEYFARTH SHAW LLP

4 /s/ Michael Williams Stevens

Michael Williams Stevens

5 Attorneys for Defendant United Airlines, Inc.  
6  
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11 In accordance with Local Rule 5.1(i)(3), I have consulted with the foregoing signatories  
12 whose user ID and password are not utilized in the electronic filing of this document, and they  
13 have concurred in the filing of this document.  
14  
15

16 Dated: November 16, 2016

SCHNEIDER WALLACE  
COTTRELL KONECKY  
WOTKYNS LLP

17 /s/ Todd M. Schneider

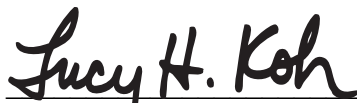
18 Todd M. Schneider

19 Attorneys for Plaintiffs  
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PURSUANT TO STIPULATION, IT IS SO ORDERED.

November 22, 2016

Date

A handwritten signature in black ink that reads "Lucy H. Koh". The signature is written in a cursive, flowing style. It is positioned above a horizontal line that spans the width of the signature area.

Lucy H. Koh  
United States District Judge